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11 Attorneys for Defendants

13 UNITED STATES DISTRICT COURT

14 DISTRICT OF ARIZONA

16 Herb Nelson, a married man,

17 Plaintiff,

18 vs.

19
20 Liberty Life Assurance Company of
21 Boston Group Long Term Disability
22 Insurance Policy No. GF3-850-289008-
23 01, an ERISA benefit plan; HD Supply,
24 Inc., a plan administrator, and Liberty
25 Life Assurance Company of Boston,

26 Defendants.

Case No. 2:13-cv-00467-BSB

**JOINT STIPULATION OF
DISMISSAL**

27 Plaintiff Herb Nelson and Defendants Liberty Life Assurance
28 Company of Boston Group Long Term Disability Insurance Policy No. GF3-850-

1 289008-01, an ERISA benefit plan; HD Supply, Inc., a plan administrator, and
2 Liberty Life Assurance Company of Boston file this Joint Stipulation of Dismissal
3 pursuant to Fed. R. Civ. P. 41(a), and state as follows:

4 1. Plaintiff and Defendants no longer desire to litigate this action.

5 2. Accordingly, Plaintiff and Defendants stipulate that this action is
6 dismissed with prejudice with all costs taxed against the party that incurred them and
7 each party to bear their own attorney's fees and costs.
8

9 WHEREFORE, Plaintiff and Defendants request that the Court take
10 notice of the stipulation of dismissal and enter any necessary orders to close this case
11 before the Court.
12

13 RESPECTFULLY SUBMITTED this 22nd day of October, 2013.

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By: /s/ Iwana Rademaekers
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CERTIFICATE OF SERVICE

I hereby certify that on October 22, 2013, I electronically transmitted this document to the Clerk's Office using the CM/ECF System for filing, and the electronic case filing system sent a "Notice of Electronic Filing" to the following attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means, as follows:

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/s/ Belinda Sweeny